Writ Petition No. 763 of 2004 (M/B)

Hon'ble V.S. Sirpurkar, C.J.,
Hon'ble Irshad Hussain, J.

Heard Sri Gopal K. Verma, learned counsel for the petitioner, Mr. N. C. Gupta, learned Standing Counsel and Mr. D. S. Patni, learned counsel for the respondent nos. 2, 3, and 4.

Rule returnable forthwith.

Heard with the consent of the parties finally.

The parties agree that the controversy in this petition is covered by the judgment of this Court dated 05.12.2003 passed by Hon. S.H.Kapadia, C.J. (as His Lordship then was) and Mr. M.M.Ghildiyal, J. in Civil W.P.(Lodging No. 593 of 2003) (M/B). The said judgment is on the basis of the Allahabad High Court judgment in the case of Tejveer Singh Vs. State of U.P. reported in 1997(29)A.L.R. 68 and that judgment was followed by this Court by the order dated 29.10.2003 in Misc. Writ petition no. 1010 (M/B) of 2003. Accordingly, the present petition is disposed of in the same terms.

(I.H., J.) **(VSS., C.J.)**
7.8.2004 7.8.2004

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